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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Attn: ISSUE BRANCH**  
Hidenobu HAMADA : **Confirmation No. 2657**  
Serial No. 09/883,949 : [Group Art Unit 2874  
Filed June 20, 2001 : Examiner Jerry T. Rahl]  
OPTICAL DEVICE

**SECOND RESPONSE TO ALLOWANCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

Sir:

Applicant hereby requests that the Information Disclosure Statement (IDS) filed with the Patent Office on June 9, 2003 be completely considered by the Examiner. It appears that the Examiner unintentionally failed to initial next to the reference listed in the "Other Document(s)" section of the form PTO-1449. As a result, the Applicant also requests that the Examiner return a completely initialed copy of the PTO-1449 form which was filed as part of the IDS of June 9, 2003. Enclosed herewith are copies of the originally filed IDS, the partially initialed form PTO-1449, the reference in question, and the date-stamped postcard receipt for the Examiner's convenience.

Respectfully submitted,

Hidenobu HAMADA

By David M. Ovedovitz  
David M. Ovedovitz  
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July 7, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

: Confirmation No. 2657

Hiddenobu HAMADA

: Docket No. 2001\_0776A

Serial No. 09/883,949

: Group Art Unit 2878

Filed June 20, 2001

: Examiner Kevin Pyo

OPTICAL DEVICE

THE COMMISSIONER IS AUTHORIZED  
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ACCOUNT NO. 23-0975

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

COPY

Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicant requests consideration of ☒ the references listed on attached form PTO-1449 and/or ☐ the additional information identified below in paragraph 3. A legible copy of each reference listed on the form PTO-1449 and each U.S. patent application listed below is enclosed, except a copy is not provided for each reference previously cited by or submitted to the Patent Office in prior parent application Serial No. .

1a. ☒ This Information Disclosure Statement is submitted:

within three months of the filing date (or of entry into the National Stage) of the above-entitled application, or

before the mailing of a first Office Action on the merits or the mailing of a first Office Action after the filing of an RCE,

and thus no certification and/or fee is required.

1b. ☐ This Information Disclosure Statement is submitted

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after the events of above paragraph 1a and prior to the mailing date of a final Office Action or a Notice of Allowance or an action which otherwise closes prosecution in the application, and thus:

- (1) ☐ the certification of paragraph 2 below is provided, or
- (2) ☐ the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

1c. ☐ This Information Disclosure Statement is submitted:

after the mailing date of a final Office Action or Notice of Allowance or action which otherwise closes prosecution in the application, and prior to payment of the issue fee, and thus:

the certification of paragraph 2 below is provided, and  
the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

2. It is hereby certified

- a. ☐ that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or
- b. ☐ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the Statement.

3. ☐ Consideration of the following list of additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.

4. For each non-English language reference listed on the attached form PTO-1449, reference is made to:

- a. ☒ a full or partial English language translation submitted herewith,

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- b. ☐ a foreign patent office search report (in the English language) submitted herewith,
  - c. ☐ the concise explanation contained in the specification of the present application at page,
  - d. ☐ the concise explanation set forth in the attached English language abstract,
  - e. ☐ the concise explanation set forth below or on a separate sheet attached to the reference:
5. [X] A Notice of Reasons for Rejection dated March 14, 2003 issued for a corresponding foreign application citing one or more of the references is enclosed.

Respectfully submitted,

Hiddenobu HAMADA

By *Dhiren R. Odedra* Reg. No. 45,336  
for Dhiren R. Odedra  
Registration No. 41,227  
Attorney for Applicant

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June 9, 2003

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FORM PTO 1449 (modified)

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICELIST OF REFERENCES CITED BY APPLICANT  
(Use several sheets if necessary)

Date Submitted to PTO: June 9, 2003

JUL 07 2004

ATTY DOCKET NO.  
2001\_0776ASERIAL NO.  
09/883,949

JUN 09 2003

APPLICANT  
Hidenobu HAMADAFILING DATE  
June 20, 2001GROUP  
2878

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
JTR	AA	6,075,915	6/2000	Koops et al.			
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
JTR	AJ	11-266055	9/1999	JP			Partial
JTR	AK	10-261244	9/1998	JP			Partial
JTR	AL	11-218627	8/1999	JP			Partial
JTR	AM	2000-055941	2/2000	JP			Abstract
JTR	AN	98/44367	10/1998	WO			Abstract
JTR	AO	1 103 829	5/2001	EP			

## OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)

AP

Knight et al, "All-silica single-mode optical fiber with photonic crystal cladding", Optics Letters, Vol. 21, No. 19, pp.1547-1549

AQ

EXAMINER

DATE CONSIDERED

2/4/04

\*EXAMINER: Initial reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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ATTY DOCKET #: 2001\_0776A

Due Date: N/A

Confirmation No. 2657

OUR REF: 2001\_0776A/DRO/01413

Applicant: Hidenobu HAMADA

Serial No.: 09/883,949 Filing Date: June 20, 2001

Title: OPTICAL DEVICE

Receipt of the following papers is acknowledged:

Information Disclosure Statement  
PTO 1449 Form (with 8 references)



THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

Date: June 9, 2003

Attorney: DRO/jlg

[Check No. \_\_\_\_\_]